

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

FEDERAL TRADE COMMISSION,

Plaintiff,

v.

TAPESTRY, INC.,

and

CAPRI HOLDINGS LIMITED,

Defendants.

Case No. 1:24-cv-03109

**PLAINTIFF FEDERAL TRADE COMMISSION’S UNOPPOSED MOTION FOR
ENTRY OF STIPULATED TEMPORARY RESTRAINING ORDER**

PLEASE TAKE NOTICE that upon the attached declaration and exhibit in support of Plaintiff Federal Trade Commission’s (the “Commission” or “FTC”) motion, Plaintiff, by and through its undersigned counsel, will respectfully move this Court for entry of the parties’ stipulated temporary restraining order. Defendants do not oppose this Motion.

Plaintiff Federal Trade Commission has brought a claim in this action pursuant to Federal Trade Commission Act § 13(b), 15 U.S.C. § 53(b), seeking to preliminarily enjoin Defendants Tapestry, Inc. (“Tapestry”) and Capri Holdings Limited (“Capri”) from consummating their agreement for Tapestry to acquire Capri (the “Proposed Transaction”). Specifically, the Federal Trade Commission is requesting a § 13(b) preliminary injunction to preserve the status quo during the pendency of the Commission’s administrative adjudication of whether the Proposed Transaction violates the antitrust laws.

Plaintiff Federal Trade Commission and Defendants Tapestry and Capri agreed that, in the event that Plaintiff Federal Trade Commission filed an enforcement action seeking to enjoin

Defendants' Proposed Transaction, the parties would file a joint stipulation with the Court for entry of a temporary restraining order preventing Defendants from consummating the Proposed Transaction until after 11:59 p.m. Eastern Time on the fifth business day after this Court rules on the requested preliminary injunction or a date the Court may set, whichever is later. The parties' stipulated temporary restraining order is submitted as Exhibit 1 to the declaration in support of this motion.

On April 22, 2024, Plaintiff Federal Trade Commission filed an enforcement action seeking to enjoin Defendants' Proposed Transaction. Plaintiff, therefore, respectfully requests that the Court enter the stipulated temporary restraining order on or before 5:00 p.m. Eastern Time on April 29, 2024.

Dated: April 24, 2024

Respectfully submitted,

S/ Danielle Quinn

Danielle Quinn

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Counsel for Plaintiff Federal Trade Commission

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on April 24, 2024, I electronically filed a true and correct copy of the foregoing document using the United States District Court for the Southern District of New York CM/ECF System.

I FURTHER CERTIFY that I served the foregoing document on the following counsel via electronic mail:

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